

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

\*

**BRUCE ALLEN LILLER**

\*

**Plaintiff**

\*

**VS.**

\*

**CASE NO.: MJG-02-CV-3390**  
**(Consolidated with MJG-02-CV-3391)**

**ROBERT KAUFFMAN, et al.**

\*

**Defendants and  
Third-Party Plaintiffs**

\*

\*

**v.**

\*

**ROGER LEE HELBIG**

\*

**Third-Party Defendant**

\*

\* \* \* \* \*

**MOTION TO STRIKE DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Plaintiffs, Bruce Liller, Michael Liller, Dwight Liller and Mary Liller, by  
and through their Attorney, Arnold F. Phillips hereby file this Motion to Strike  
Defendants' Defendants' Motion for Summary Judgment, says as follows.

1. Plaintiff moves this honorable Court to Strike Defendants Motion for Summary Judgment as it was not timely filed as more fully set forth in the attached memorandum.

/s/ Arnold F. Phillips, Esquire  
Attorney for Plaintiffs  
PO Box 537  
McHenry, MD 21541  
(301) 387-2800

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY, that on this 16<sup>th</sup> day of February, 2004, an electronic copy of the foregoing was sent to:**

**Kathleen M. Bustra, Esquire  
Jennifer S. Lubinski, Esquire  
Lord & Whip, P.A.,  
Charles Center South, 10<sup>th</sup> Floor  
36 S. Charles Street  
Baltimore, Maryland 21201  
Attorney for Defendant's and Third-Party Plaintiffs**

**AND**

**Donald L. Speidel, Esquire  
Law Offices of Progressive Casualty Insurance Co.  
800 Red Brook Boulevard Suite 120  
Owings Mills, MD 21117**

**AND**

**Toyja E. Kelley, Esquire  
Tydings and Rosenberg, LLP  
100 East Pratt Street  
Baltimore, Maryland 21202.**

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**Arnold F. Phillips, Esq.**

Exhibit A Complaint

Exhibit B Notice of Electronic filing

Exhibit C Scheduling Order

Exhibit D Original Scheduling Order

